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JUN 30 2009

**OFFICE OF PETITIONS**

In re Application of :  
Mary Morabito O'Neill et al. :  
Application No. 10/790,889 :  
Filed: March 1, 2004 :  
Attorney Docket No.: 03W124 :  
:

ON PETITION

This is a decision on the petition under 37 CFR 1.137(b), filed June 10, 2009, to revive the above-identified application.

The petition is **GRANTED**.

This application became abandoned on June 22, 2008 for failure to timely file a proper reply to the final Office action mailed March 21, 2008, which set a three (3) month shortened statutory period for reply. A response filed May 21, 2008 did not place the application in condition for allowance. An advisory action was mailed June 19, 2008. Accordingly, this application is abandoned. The instant petition and this decision precede the mailing of the Notice of Abandonment.

**The Notice of Appeal filed June 10, 2009 has been entered and made of record. Accordingly, the two (2)-month period for filing the Appeal Brief, accompanied by the fee required by law, runs from the date of this decision.**

The application is being forwarded to Technology Center 2878 for processing of the Notice of Appeal.

Telephone inquiries concerning this matter should be directed to the undersigned Petitions Attorney at (571) 272-3212.

Patricia Faison-Ball  
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Office of Petitions